



**SCHWABE, WILLIAMSON & WYATT**  
ATTORNEYS AT LAW

09/452,328

US Bank Centre, 1420 5th Ave., Suite 3010, Seattle, WA 98101 | Phone 206-622-1711 | Fax 206-292-0480 | [www.schwabe.com](http://www.schwabe.com)

**RECEIVED**

**Facsimile Transmission**  
Please notify the recipient immediately.

FEB 09 2006

**Date:** February 9, 2006

**BOARD OF PATENT APPEALS  
AND INTERFERENCES**

<b>To:</b>	<b>Fax No.</b>	<b>Phone No.</b>
Deborah Vega Board of Patent Appeals	1-571-273-0299	

<b>From:</b>	<b>Phone No.</b>	<b>E-Mail Address:</b>
Yvette L. Chriscaden	(206) 689-1200	<a href="mailto:ychriscaden@schwabe.com">ychriscaden@schwabe.com</a>

**Message:**

Please see attached page containing Appendix B and Appendix C of Appeal Brief, as requested.  
Please confirm safe receipt of transmission by return fax or email. Thank you.

<b>File Number:</b>	112076/138323		
<b>No. of Pages, Including Cover:</b>	2	<b>Transmittal Time:</b>	12:27 PM
<b>Via Fax Only:</b>	X	<b>Also Via:</b>	

**IRS Required Statement**

To comply with IRS regulations, we are required to inform you that this message, if it contains advice relating to federal taxes, cannot be used for the purpose of avoiding penalties that may be imposed under federal tax law. Any tax advice that is expressed in this message is limited to the tax issues addressed in this message. If advice is required that satisfies applicable IRS regulations, for a tax opinion appropriate for avoidance of federal tax law penalties, please contact a Schwabe attorney to arrange a suitable engagement for that purpose.

**Caution - Confidential**

THE INFORMATION CONTAINED IN THIS FACSIMILE IS CONFIDENTIAL AND MAY ALSO CONTAIN PRIVILEGED ATTORNEY-CLIENT INFORMATION OR WORK PRODUCT. THE INFORMATION IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHOM IT IS ADDRESSED. IF YOU ARE NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY USE, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS ABOVE VIA THE US POSTAL SERVICE AT OUR COST. THANK YOU.

**If you do not receive all of the pages, please call 206-622-1711 as soon as possible.**

<b>Fax Operator:</b>	Alana Aldana	<b>Direct Dial Phone:</b>	(206) 622-1711
----------------------	--------------	---------------------------	----------------

Attorney Docket: 112076-138323

**RECEIVED**

FEB 09 2006

**APPENDIX B – Copies Of Evidence Submitted****BOARD OF PATENT APPEALS  
AND INTERFERENCES**

No evidence has been submitted under 37 C.F.R. 1.130, 1.131, or 1.132. No evidence entered by Examiner has been relied upon by Appellants in the appeal.

**APPENDIX C – Related Proceedings**

The appellant's undersigned attorney and the assignee identified above are not aware of other appeals or interferences that would directly affect or be directly affected by, or have a bearing on the Board's decision in the subject appeal.